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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

SONOS, INC.,
Plaintiff and Counterdefendant,
v.
GOOGLE LLC,
Defendant and Counterclaimant.

Case No. 3:20-cv-06754-WHA

Consolidated with
Case No. 3:21-cv-07559-WHA

**DECLARATION OF JOSEPH R.
KOLKER IN SUPPORT OF SONOS,
INC.'S MOTION FOR INJUNCTIVE
RELIEF AND ADDITIONAL DAMAGES**

Judge: Hon. William Alsup
Courtroom: 12, 19th Floor
Trial Date: May 8, 2023

1 I, Joseph R. Kolker, declare as follows and would so testify under oath if called upon to
2 do so:

3 1. I am an attorney with the law firm of Orrick, Herrington & Sutcliffe LLP, counsel
4 of record to Sonos, Inc. ("Sonos") in the above-captioned matter. I am a member in good
5 standing of the New York State Bar and am admitted to practice before this Court in this matter
6 *pro hac vice*. I make this declaration based on my personal knowledge, unless otherwise noted.
7 If called, I can and will testify competently to the matters set forth herein.

8 2. I make this declaration in support of Sonos, Inc.'s Motion for Injunctive Relief and
9 Additional Damages.

10 3. Attached hereto as **Exhibit 1** is a true and correct copy of excerpts from the
11 Rebuttal Expert Report of Dr. Kevin C. Almeroth for "Patent Showdown" ("Almeroth Rebuttal
12 Report"), dated July 27, 2022. Certain portions of the Almeroth Rebuttal Report have been
13 blacked out from the exhibit: (a) a confidentiality header that does not relate to the excerpts cited
14 in Sonos's Motion and (b) other excerpts that are not cited in Sonos's Motion.

15 4. Attached hereto as **Exhibit 2** is a true and correct copy of email correspondence
16 between counsel for Sonos and counsel for Google in this matter, dated between June 8, 2023 and
17 June 13, 2023.

18
19 I declare under penalty of perjury that the foregoing is true and correct to the best of my
20 knowledge. Executed this 15th day of June, 2023 in Yonkers, New York.

21
22 
23 _____
JOSEPH R. KOLKER